

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-003575-001 DT

09/26/2013

COMMISSIONER LISA ANN VANDENBERG
FOR HONORABLE CASEY J. NEWCOMB

CLERK OF THE COURT
S. Fromm
Deputy

STATE OF ARIZONA

COUNTY ATTORNEY CRIMINAL -
CCC

v.

LEE PENNELL SHINE JR. (001)

RICK G TOSTO

Custody Status: Jail / \$25,000 Appearance Bond

JUDGE CHAVEZ
OFFICE OF PUBLIC DEFENSE
SERVICES-CCC
PUBLIC DEFENDER - CCC

NOT GUILTY ARRAIGNMENT

9:56 a.m.

Courtroom SCT 3C

State's Attorney:	Jo Ann Sakato on behalf of Leonard Ruiz
Defendant's Attorney:	Nikolas Forner
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

IT IS ORDERED withdrawing the appointment of the Public Defender's Office and appointing Rick Tosto, Office of Public Defense Services to represent the Defendant for all further proceedings in this case.

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IT IS ORDERED entering a Not Guilty Plea to all charges on behalf of the Defendant at this time.

IT IS ORDERED the Defendant submit to DNA testing at the arresting agency within five days of release from custody. Failure to comply with this order will result in the Defendant's release being revoked.

In preparation for the Initial Pretrial Conference (IPTC), the parties shall do the following:

1. The defense attorney shall conduct a conflicts check within the office to determine whether a conflict exists. If a conflict exists, counsel shall staff the conflict with the appropriate supervisor, and counsel shall file the appropriate Motion to Withdraw so new counsel can appear at the Initial Pretrial Conference.

2. Motions to Modify Release Conditions shall be heard at the Initial Pretrial Conference. Motions shall be filed with the assigned Commissioner not later than 10 days prior to the Initial Pretrial Conference.

3. If a plea agreement is extended by the State, the State shall extend the plea not later than 10 days before the Initial Pretrial Conference. Defense Counsel shall make reasonable efforts to present the plea to in custody defendants before the Initial Pretrial Conference.

4. Motion for Rule 11 Evaluations shall be heard at the Initial Pretrial Conference. Motions shall be filed with the assigned Commissioner not less than 10 days before the Initial Pretrial Conference.

5. Defense Counsel shall prepare and file a List of Specific Items of Discovery required under Rule 15.1 (b), but which were not disclosed. See Rule 15.2(e). Such list shall be filed with the assigned Commissioner not less than 5 days before the Initial Pretrial Conference.

6. All electronic media (audio tapes, CD's, etc.) or documents which require language translation shall be submitted to the Court Interpretation and Translation Department (CITS) on or before the IPTC hearing date.

ANY MOTION TO MODIFY RELEASE CONDITIONS, OR RULE 11 MOTIONS NOT FILED BEFORE THE INITIAL PRETRIAL CONFERENCE WILL BE HEARD AT THE COMPREHENSIVE PRETRIAL CONFERENCE BEFORE THE DESIGNATED MASTER CALENDAR JUDICIAL OFFICER. ALL MOTIONS SHALL BE IN WRITING WITH SPECIFIC FACTS TO SUPPORT THE MOTIONS.

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This case is assigned to Case Management Judge H. Chavez.

IT IS ORDERED setting Status Conference in this matter for October 23, 2013 at 8:30 a.m. before Judge Chavez.

IT IS FURTHER ORDERED setting Initial Pretrial Conference for November 14, 2013 at 8:15 a.m. before Commissioner VandenBerg.

IT IS ORDERED that the Defendant shall contact and meet with his/her attorney in person no later than three weeks from this date, for the purpose of preparing for the Initial Pretrial Conference.

NOTICE TO DEFENDANTS:

Failure to comply with the above orders may result in revocation of Defendant's release from custody and/or the imposition of other sanctions.

The Defendant may be tried in his/her absence if he/she fails to appear for trial.

LAST DAY: 02/18/2014.

IT IS ORDERED the docket be updated to reflect the Defendant's true name as Lee Pennell Shine Jr. (from Lee Pennell Shine).

9:58 a.m. Matter concludes.